

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF SOUTH CAROLINA  
GREENVILLE DIVISION**

AIMEE MADDONNA, )  
                        Plaintiff, )  
                        )  
v.                     )                      **Civil Action No. 6:19-cv-03551-JD**  
                        )  
                        )  
UNITED STATES DEPARTMENT OF )  
HEALTH AND HUMAN SERVICES, *et* )  
*al.*,                 )  
                        Defendants. )  
                        )  
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**PLAINTIFF'S MOTION FOR SUMMARY JUDGMENT**

Pursuant to Federal Rule of Civil Procedure 56, Plaintiff Aimee Madonna through her undersigned counsel moves this Court to grant summary judgment in favor of Plaintiff against all Defendants in the above-captioned action and

- (1) declare that Governor McMaster's Executive Order No. 2018-12 violates the Establishment Clause of the First Amendment to the U.S. Constitution;
- (2) issue a permanent injunction enjoining State Defendants from enforcing Executive Order No. 2018-12;
- (3) declare that the Federal Defendants' Notice of Nonenforcement, published in 84 Fed. Reg. at 63,809 (Nov. 19, 2019), violates the Administrative Procedure Act;
- (4) vacate the HHS Notice of Nonenforcement; and
- (5) enter such other relief as the Court may deem just or appropriate.

This Motion is based on the accompanying Memorandum of Law in Support of Motion for Summary Judgment, the accompanying Statement of Undisputed Material Facts, and the accompanying declarations and exhibits.

Greenville, South Carolina  
November 21, 2022.

s/ Aaron J. Kozloski  
Aaron J. Kozloski (D.S.C. Bar No. 9510)

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